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1 FOX & ROBERTSON, P.C.  
2 Timothy P. Fox, Cal. Bar No. 157750  
3 Amy F. Robertson, *Pro Hac Vice*  
4 910 - 16th Street, Suite 610  
Denver, CO 80202  
Tel: (303) 595-9700  
Fax: (303) 595-9705

Mari Mayeda, Cal. Bar No. 110947  
PO Box 5138  
Berkeley, CA 94705  
Tel: (510) 917-1622  
Fax: (510) 841-8115

5 LAWSON LAW OFFICES  
6 Antonio M. Lawson, Cal. Bar No. 140823  
7 835 Mandana Blvd.  
Oakland, CA 94610  
Tel: (510) 419-0940  
Fax: (501) 419-0948

THE IMPACT FUND  
Brad Seligman, Cal. Bar No. 83838  
Jocelyn Larkin, Cal. Bar No. 110817  
125 University Ave.  
Berkeley, CA 94710  
Tel: (510) 845-3473  
Fax: (510) 845-3654

8 Attorneys for Plaintiffs

9 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
10 Jeffrey H. Dasteel, Cal. Bar No. 110405  
11 300 South Grand Ave  
Los Angeles, CA 90071  
Tel: (213) 687-5000  
Fax: (213) 687-5600

13 Attorneys for Defendant

FILED

NOV 16 2005

RICHARD W. KUNZING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 SAN FRANCISCO DIVISION

18 FRANCIE E. MOELLER, et al. ) Case No. C 02 5849 MJJ ADR  
19 Plaintiffs, ) JOINT STIPULATION RE: TEMPORARY  
20 v. ) EXTENSION OF DEADLINES  
21 TACO BELL CORP., )  
22 Defendant. )  
23

1           This stipulation is entered into by and among the parties hereto, Plaintiffs Francie  
2 Moeller, Edward Muegge, Katherine Corbett, and Craig Yates (collectively, "Plaintiffs") and  
3 Defendant Taco Bell Corp. ("Taco Bell"), through their respective undersigned attorneys, with  
4 reference to the following facts:

5           WHEREAS, pursuant to the proposed Order Appointing Special Master, the parties  
6 were to conclude a meet and confer process by September 30, 2005, and reach resolution regarding  
7 the compliance or non-compliance (as of the date of the Special Master survey) of architectural  
8 elements in California corporate Taco Bell restaurants;

9           WHEREAS, despite the September 30, 2005 cut-off for the meet and confer  
10 process, the parties have been unable to review and/or meet and confer on the compliance or non-  
11 compliance of elements for a majority of Taco Bell restaurants;

12           WHEREAS, during the meet and confer, the parties discussed, and are currently  
13 working toward, an agreement that would simplify compliance and non-compliance determinations  
14 during the meet and confer process;

15           WHEREAS, under this agreement, the number of elements requiring adjudication  
16 by the Court in Stage 1 will be substantially reduced;

17           WHEREAS, the parties need additional time to finalize this agreement and to  
18 engage in and conclude the meet and confer process;

19           WHEREAS, the parties have not yet reached agreement regarding a new schedule  
20 for the meet and confer process, discovery cut-off, and deadlines to add third party defendants;

21           WHEREAS, the deadline to add third-party defendants is currently set for  
22 November 15, 2005;

23           WHEREAS, the deadline for fact discovery cut-off is currently set for November  
24 30, 2005;

25           WHEREAS, both parties agree that a two-week extension on both deadlines is  
26 necessary, subject to the possibility of a further extension once the parties have reached agreement  
27 regarding a new schedule;

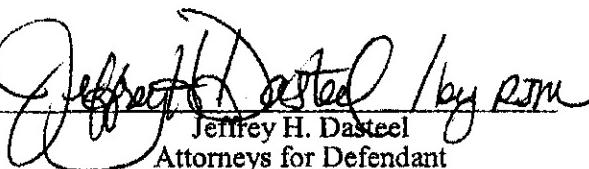
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1 IT IS THEREFORE STIPULATED AND AGREED, by and among the  
2 undersigned parties, through their counsel of record, that:

3 1. The deadline for Defendant to file its motion for leave to implead third party  
4 defendants for injunctive relief purposes has been extended from November 15, 2005 to November  
5 30, 2005; and

6 2. Fact discovery cut-off for discovery between the class and Taco Bell will be  
7 extended from November 30, 2005 to December 15, 2005. Discovery between the parties and any  
8 third parties later joined to this case will not be limited by this discovery cut-off date. Plaintiffs  
9 reserve all objections with respect to such third parties.

10  
11 DATED: November 11, 2005 RESPECTFULLY SUBMITTED,  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

12  
13 By:   
14 Jeffrey H. Dasteel  
15 Attorneys for Defendant  
Taco Bell Corp.

16 DATED: November   , 2005 FOX & ROBERTSON P.C.  
17

18  
19 By: \_\_\_\_\_  
20 Amy Robertson / Tim Fox  
Attorneys for Plaintiffs  
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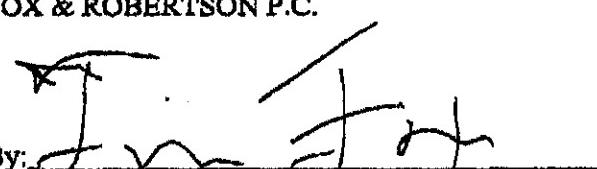
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8 third parties later joined to this case will not be limited by this discovery cut-off date. Plaintiffs  
9 reserve all objections with respect to such third parties.

10 RESPECTFULLY SUBMITTED,  
11 DATED: November \_\_\_, 2005 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

12  
13 By: \_\_\_\_\_  
14 Jeffrey H. Dasteel  
15 Attorneys for Defendant  
16 Taco Bell Corp.  
17 DATED: November 11, 2005 FOX & ROBERTSON P.C.

18  
19 By:   
20 Amy Robertson / Tim Fox  
21 Attorneys for Plaintiffs  
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## **ORDER**

PURSUANT TO THE PARTIES' STIPULATION, IT IS HEREBY ORDERED

| that:

4           1. The deadline for Defendant to file its motion for leave to implead third party  
5 defendants for injunctive relief purposes has been extended from November 15, 2005 to November  
6 30, 2005; and

7           2. Fact discovery cut-off for discovery between the class and Taco Bell will be  
8 extended from November 30, 2005 to December 15, 2005. Discovery between the parties and any  
9 third parties later joined to this case will not be limited by this discovery cut-off date. Plaintiffs  
10 reserve all objections with respect to such third parties;

13 Dated:

13 | Dated:

Honorable Martin J. Jenkins  
United States District Court

**JOINT STIPULATION RE TEMPORARY EXTENSION OF DEADLINES**